

alucas@calfee.com 614.621.7002 Direct

June 4, 2007

Calfee, Hakter & Griswold LLP Attorneys at Law

1100 Fifth Third Center 21 East State Street Columbus, Ohio 43215-4243 614.621.1500 Phone 614.621.0010 Fax www.calfee.com

VIA FACSIMILE 202.219.3923 Tracey Ligon, Esq. Office of the General Counsel Federal Election Commission 999 E. Street, NW Washington D.C. 20463

Howard D. Talbott and Susan Talbott Re:

MUR 5871

Dear Ms. Ligon:

I am writing on behalf of Doug and Susie Talbott concerning MUR 5871. Attached you will find their Statement responding to the Factual and Legal Analysis in this matter.

My clients have indicated that they would like to resolve this matter, if possible. Accordingly, they hereby request a pre-probable cause conciliation.

Please call me at your convenience to discuss these matters. I can be reached at 614.621,7002.

Very truly yours,

Albert J. Lucas

Howard D. Talbott CC:

Susan Talbott



Date:

June 4, 2007

To:

Tracey Ligon, Office of the General Counsel, Federal

Election

From:

Douglas and Susan Talbott

Re:

MUR 5871

## Memorandum

Calfee, Halter & Griswold LLP

1400 KeyBunk Center 800 Superior Avenue Cleveland, Ohio 44114-2688 216.622.8200 Phone 216.241.0816 Fex

1100 Fifth Third Center 21 East State Street Calumbus, Ohio 43215-4243 614.621.1500 Phome 614.621,0010 Paus

The purpose of this memo is to respond to the Factual and Legal Analysis sent to my wife and me regarding MUR 5871.

It is factual that I received money from Tom Noe to be used to pay for us and others to attend a presidential campaign fundraiser, and that my wife and I wrote checks of \$2000 each to the presidential campaign. However, as I stated to the FBL, and a federal grand jury that was empanelled in Toledo, Ohio during this case, I did not know or think that it was a Federal offense. Tom Noe was a friend of mine and was very interested in reaching Pioneer Status during the 2004 Re-Election campaign. Although I had contributed to campaigns in the past, I had never held a position requiring me to be familiar with Federal Election Laws. Tom Noe asked me to help him by attending a Bush/Chaney fundraiser and by getting others to attend the fundraiser at the Hyatt Regency Hotel in Columbus, Ohio. To make the fundraiser a success, Noe agreed to pay our way and their way to the event. I did not know that this was a Federal offense, nor did I think about it at the time. If I am guilty of anything, it is being uninformed about the Federal Election Laws.

My wife, Susan Talbott, did not have any conversations with Tom Noe regarding these matters. She was unaware that her involvement in these matters was illegal, and she did not knowingly violate the Federal Election Laws.

We have paid a heavy price for this fiasco. I was subjected to an incredible amount of media scrutiny for my involvement in these matters. I lost my consulting business. My reputation has been ruined. I have incurred tens of thousands of dollars in attorneys' fees, and it has affected my life greatly.

It is also important to point out that in 2005, when I discovered that my involvement in these matters may be illegal, I voluntarily agreed to come forward and cooperate with the Federal authorities. It was agreed that in exchange for my cooperation, the United States Attorneys Office would not prosecute me for the Federal Election Law violations. I have fully cooperated with the Federal authorities. I am ashamed of my involvement in these matters, and I would like to put these matters behind me. Therefore, I ask the Federal Election Commission for leniency, and I look forward to the conciliation process so I can put these matters to bed once and for all.